

12-04-03

"Express Mail" Mailing Label No. EL244341817US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Martin Friedlander et al.)
)
 Application No. 10/628,783)
)
 Filed: July 25, 2003) Group Art Unit: 1645
)
 For: HEMATOPOIETIC STEM CELLS AND)
 METHODS OF TREATMENT OF)
 NEOVASCULAR EYE DISEASES)
 THEREWITH)
)
 Examiner: Unknown) Attorney Docket No. TSRI-900.1

**PETITION TO ACCORD FILING DATE
 SHOWN ON EXPRESS MAIL LABEL "DATE-IN"
 (37 C.F.R. § 1.10(c))**

Mail Stop Petition
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

This is a petition to accord the Filing Date in the above-identified application the "date-in" of **July 25, 2003** shown on Express Mail label No. EL 485869802US.

Submitted herewith is a copy of the official Filing Receipt mailed on November 14, 2003. It is respectfully contended that the Filing Date of July 28, 2003 accorded to this application by the PTO is incorrect.

Transmitted herewith are the following documents which support a Filing Date of July 25, 2003:

- (1) True copy of the TRANSMITTAL OF UTILITY PATENT APPLICATION FOR FILING, showing that this correspondence was mailed on July 25, 2003 as Express Mail label No. EL 485869802US and that the number of the Express Mail was placed thereon prior to mailing;
- (2) True copy of the "Express Mail" mailing label showing the "date-in" of July 25, 2003, and including a true copy of the printed receipt issued by the United States Postal Service (USPS) for the Express Mail; and

Application No. 10/628,783 - - - - 2


- (3) Printout from the USPS website showing the shipment details for the Express Mail and indicating that the Express Mail was accepted in Chicago, IL on July 25, 2003.

The required petition fee of \$130.00 is enclosed. Please charge any additional fees concerning this matter or credit any overpayment to our Deposit Account No. 15-0508.

Respectfully submitted,

December 3, 2003

By



Talivaldis Cepuritis (Reg. No. 20,818)

OLSON & HIERL, LTD.
20 North Wacker Drive
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Chicago, Illinois 60606
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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/628,783	07/28/2003	1645	1896	TSRI-900.1	17	65	7

RECEIVED

NOV 18 2003

OLSON & HIERL, LTD.
 36th Floor
 20 North Wacker Drive
 Chicago, IL 60606

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To
 Docket

CONFIRMATION NO. 5526

FILING RECEIPT



OC000000011274790

Date Mailed: 11/14/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

Martin Friedlander, Del Mar, CA;
 Atsushi Otani, San Diego, CA;
 Karen Dasilva, La Jolla, CA;

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/467,051 05/02/2003

Foreign Applications

If Required, Foreign Filing License Granted: 11/14/2003

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Hematopoietic stem cells and methods of treatment of neovascular eye diseases therewith

Preliminary Class

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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